

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Benjamin Havumaki	Team: Team # 7	CCRB Case #: 200908334	<input checked="" type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Tuesday, 05/26/2009	Location of Incident: § 87(2)(b)	Precinct: 101	18 Mo. SOL 11/26/2010	EO SOL 11/26/2010	
Date/Time CV Reported Tue, 05/26/2009 2:53 PM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Fri, 05/29/2009 1:05 PM		

Complainant/Victim	Type	Home Address
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)

Subject Officer(s)	Shield	TaxID	Command
1. LT Gary Messina	00000	874530	101 PCT

Officer(s)	Allegation	Investigator Recommendation
A.LT Gary Messina	Force: Lt. Gary Messina used physical force against § 87(2)(b)	§ 87(2)(b)

Synopsis

On May 26, 2009, § 87(2)(b) filed a complaint with the Internal Affairs Bureau (IAB) on behalf of her son, § 87(2)(b) alleged that at an unknown time on May 26, 2009, as § 87(2)(b) was being arrested at § 87(2)(b) in Queens, Lt. Gary Messina slammed § 87(2)(b)'s leg and arm in the door of a police car.

The undersigned investigator made several attempts to schedule § 87(2)(b) for an interview at the CCRB, but was not successful. On June 12, 2009, a letter was sent to § 87(2)(b) explaining that his mother's complaint to IAB had been referred to the CCRB, and requesting that he contact the CCRB. On June 17, 2009, § 87(2)(b) was contacted by telephone, and a voicemail message was left for him. Later on the same day, § 87(2)(b) called the CCRB, indicated that she was a witness to this incident, and scheduled an appointment for § 87(2)(b) for June 30, 2009. A letter was sent to § 87(2)(b) and § 87(2)(b) on June 25, 2009, confirming the scheduled appointment. § 87(2)(b) did not appear for his scheduled appointment, and neither he nor § 87(2)(b) called to cancel or reschedule. On July 8, 2009, a letter was sent to § 87(2)(b) and § 87(2)(b) indicating that § 87(2)(b) had failed to appear for his scheduled appointment. The undersigned investigator called § 87(2)(b) on four subsequent dates: July 9, July 16, July 20, and July 23, 2009. On each date, a recorded message indicated that the telephone was not in-service; it was not possible to leave a voicemail message. A search of the New York City Department of Correction's online database on July 30, 2009 indicated that § 87(2)(b) was not incarcerated.

§ 87(2)(b), § 87(2)(g)

Investigator:

Date:

Supervisor:

Date:

Reviewed by:

Date:

Reviewed by:

Date: